

Registry's translation, the French text alone being authoritative.

## FIFTY-SEVENTH ORDINARY SESSION

In re de VILLEGAS (No. 13)

(Application for review)

Judgment No. 711

THE ADMINISTRATIVE TRIBUNAL,

Considering the application for review of Judgment 642 filed by Mrs. Maria Adriana de Villegas on 4 January 1985 and corrected on 2 May 1985;

Considering Article II, paragraph 1, of the Statute of the Tribunal, and Article 8, paragraph 3, of the Rules of Court;

Having examined the written evidence;

### CONSIDERATIONS:

In her twelfth complaint the complainant claimed 200,000 Swiss francs in damages from the International Labour Organisation. By Judgment 642 of 5 December 1984 the Tribunal dismissed that complaint, and she is not applying for review of the judgment.

The Tribunal's judgments have the authority of *res judicata* and may be reviewed only in exceptional circumstances. The Tribunal need not repeat the admissible grounds for review, which it set out in rulings on earlier applications by the complainant.

In dismissing her twelfth complaint the Tribunal declared that even though the ILO had been at fault in giving her an invalid certificate of service she had failed to show any injury on that account.

The complainant's contention is that in so ruling the Tribunal made several errors which afford admissible grounds for review.

The Tribunal will not follow the tortuous course of her argument. All it need say is that it may order further measures of investigation and oral proceedings and do so either *proprio motu* or on application by the parties, or else hear the case on the written evidence alone. It has full discretion and will not review its decision on the matter.

The sole purpose of the complaint is to have the case reopened in disregard of the principle of *res judicata*.

### DECISION:

For the above reasons,

The application is dismissed.

In witness of this judgment by Mr. André Grisel, President of the Tribunal, Mr. Jacques Ducoux, Vice-President, and the Right Honourable Sir William Douglas, Deputy Judge, the aforementioned have signed hereunder, as have I, Allan Gardner, Registrar.

Delivered in public sitting in Geneva on 14 November 1985.

(Signed)

André Grisel

Jacques Ducoux

William Douglas

A.B. Gardner

Updated by PFR. Approved by CC. Last update: 7 July 2000.